

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
AT CHARLESTON

CITYNET, LLC, on behalf of
the United States of America,

Plaintiff/Relator,

v.

Civil Action No. 2:14-15947
Judge John T. Copenhaver

FRONTIER WEST VIRGINIA INC.,
a West Virginia Corporation,
and KENNETH ARNDT, individually,
and DANA WALDO, individually,
and MARK McKENZIE, individually,
and JIMMY GIANATO, individually,
and GALE GIVEN, individually,

Defendants.

**UNITED STATES OF AMERICA’S MOTION FOR LEAVE
TO FILE SURREPLY TO THE STATE OF WEST VIRGINIA’S REPLY (ECF NO. 190)**

The United States respectfully requests leave of the Court to file the attached surreply in light of the State of West Virginia’s Reply (“Reply”) (ECF No. 190). The Reply clarifies several important aspects of the State’s request in ways that are amenable to the United States.

Accordingly, the United States seeks leave to file the attached surreply, which will promote judicial economy by narrowing the issues before the Court and obviating the need for the Court to consider certain legal issues presented in the briefing thus far.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on December 16, 2019, I electronically filed the foregoing *United States of America's Motion for Leave to File Surreply to the State of West Virginia's Reply (ECF No. 190)* with the Clerk of the Court using the CM/ECF system which will send notification to the following CM/ECF participants:

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